Bangalore Development Authority

T.Chowdaiah Road, Kumara Park West, Bangalore-560 020

Response to Pre bid Queries dated 30 Jan 2024

Tender : Design, Construction & Commissioning of 75 MLD (25 MLD and 50 MLD) Capacity Sewage Treatment Plant (STP) using Sequential Batch Reactor (SBR) Process Technology with Biological Nutrient, Nitrogen & Phosphorous Removal System including 6 Nos., of RCC Wet Well Cum Pump house and 8 Nos of Machine hole Pumping Stations with All Electro-Mechanical Instrumentation, SCADA and allied Civil Works for Dr. K.Shivarama Karantha Layout, Bengaluru including Five Years of O & M during operation Period

Ref : 1) BDA/EE(DSKL)/Tender/01/2023-2024 DATED : 20-01-2024

2) e- Procurement reference: BDA/2023-24/WT/WORK_INDENT 12

SL No	Statement	Query	Submitted On	Clarification
1	Contents of Tender	Volume 2 of 4 Employers Requirements were missing in the provided tender document Kindly provide the same	29-01-2024 15:19:58	Employers requirement (Volume-II Technical Specification) can be downloaded from Karnataka e-procure portal
2	General	Kindly provide the design methodology to be adopted We propose to allow us to design water retaining structure for limiting crack width of 0 1mm as per latest IS 3370	29-01-2024 15:34:56	Refer Volume-II Technical Specification
3	General	Kindly provide the civil specification details like loading Materials cement grade reinforcement details Plastering painting finishes brick work plinth protection damp proof course handrail Roads drain Roof water proofing etc.	29-01-2024 15:38:52	Refer Volume-II Technical Specification
4	General	Please provide the contour or survey drawing with spot levels for the proposed Pumping station and STP site Kindly share the site details information in drawing format capturing the necessary details like approach road adjacent structures compound wall if any water body stream etc.	29-01-2024 15:38:00	contour maps is uploaded in e-Procurement portal for tender purpose only.
5	Power during trial run and O and M	We understand that power during operation and maintenance and trial run will be provided free of cost kindly confirm	29-01-2024 15:08:04	Electrical Power requirement during the O&M stage for 5 years will be borne by client

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6	General	Kindly provide raw sewage characteristics and treated sewage quality to be considered for the process design of the STP	29-01-2024 15:15:16	Refer Volume-II Technical Specification Part 5
7	General	Kindly provide maximum and minimum temperature of sewage for process design purpose	29-01-2024 15:15:34	Refer Volume-II Technical Specification Part 5
8	General	Please provide lean flow details and duration of lean flow in a day for each STP	29-01-2024 15:15:56	Generally Typical lean flow duration will be about 7 hours between 11.00 pm to 6 am. However, contractor to follow the standard engineering practice and norms as per CPHEEO manual to be adopted
9	General	Please provide the following details GL HFL and FGL of the STP HFL of Disposal Point	29-01-2024 15:17:03	Refer employers requirement, available GL and HFL has been provide
10	General	Kindly provide the GA layout drawings of 6 Nos of RCC Wet Well Cum Pump house and 8 Nos of Machine hole Pumping Stations and Raw sewage PS coming in STP premises	29-01-2024 15:23:27	Typical General Arrangement Drawings for RCC wet well cum pump house and Machine hole pumping stations are provided in Volume - II Technical Specification
11	General	Kindly provide the Present Intermediate and Ultimate Average flow details for 6 Nos of RCC Wet Well Cum Pump house	29-01-2024 15:23:59	Refer Volume-III Drawings
12	General	Kindly provide the Present Intermediate and Ultimate Average flow details for 8 Nos of Machine hole Pumping Stations	29-01-2024 15:24:44	Refer Volume-III Drawings
13	General	Kindly provide the Present Intermediate and Ultimate Average flow details for Raw Sewage Pumping station coming inside the STP	29-01-2024 15:25:14	Refer Volume-III Drawings
14	General	Kindly provide the list of mechanical items coming in 6 Nos of RCC Wet Well Cum Pump house and proposed Raw sewage pumping	29-01-2024 15:28:47	Refer Volume-III Drawings

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		stations coming inside the STP		
15	General	Kindly provide the list of mechanical items coming in 8 Nos of Machine hole Pumping Stations	29-01-2024 15:29:05	Refer Volume-III Drawings
16	General	Kindly share the location of 1 6 Nos of RCC Wet Well Cum Pump house 2 8 Nos of Machine hole Pumping Stations	29-01-2024 15:29:40	Refer Volume-III Drawings
17	General	Kindly provide the Working and Standby configuration or capacity or head and type of operation of mechanical equipment in all pumping stations and Machine hole Pumping Stations	29-01-2024 15:30:40	Configuration and capacity of mechanical equipment are provided in Employers requirement
18	General	We presume Rising Mains for the Pumping stations or Machine hole pumping stations outside of proposed STP premises is not in contractors scope Kindly confirm	29-01-2024 15:31:09	Yes. However, Contractors has to make arrangement to connection to Rising main which is terminated around 50 m from STPs
19	General	Kindly provide the Alignment plan and L Section of all Rising Mains for the Pumping stations or Machine hole pumping stations	29-01-2024 15:31:36	Rising main profile outside the SPS/STP will be shared with successful bidder.
20	General	We presume gravity sewer network works is not in bidders scope Kindly confirm	29-01-2024 15:31:56	Gravity sewer network works is not in bidders scope
21	General	If disposal is in bidders scope please provide the following details at the Disposal location from all STPs Ground Level HFL MOC Alignment plan and L Section of Disposal line with levels	29-01-2024 15:34:16	Disposal is in bidder scope and other details to be collected and designed by contractor
22	General	Kindly provide the Geotechnical investigation Report for the proposed Pumping station and STP locations	29-01-2024 15:35:20	Geotechnical investigation is bidder scope. However available Geotechnical investigation at STP locations are uploaded in e procurement portal
23	General	Kindly provide the FGL and NGL of the Pumping station and STP sites	29-01-2024 15:35:57	Refer contour map

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SL No	Statement	Query	Submitted On	Clarification
24	General	Kindly provide the high flood level data for the proposed Pumping station and STP sites	29-01-2024 15:36:22	Refer Volume-III Drawings
25	Inlet and outlet parameters of wastewater	Kindly provide the inlet and outlet parameters of sewage water	29-01-2024 15:12:59	Refer Volume-III Drawings
26	Land	We understand the sufficient amount of land will be provided by the client free of cost Kindly confirm	29-01-2024 15:14:06	Yes
27	All duties taxes and other levies payable by the contractor under the contract or for any other cause shall be included in the rates submitted by the Tenderer The Rates quoted shall be exclusive of Goods and Service Tax GST	We understand that the contractor shall quote its rate excluding GST and the same will be reimbursed at actuals kindly confirm	29-01-2024 15:10:25	Tender conditions prevail Kindly refer to corrigendum
28	Termination clause and force majeure clause	We request to incorporate exhaustive provisions for both termination on account of contractor and employer and force majeure	29-01-2024 15:14:36	Tender conditions prevail
29	Regarding Payment	We request you to make payment of all Bills within 30 days instead of 60 days as mentioned by you in the tender document Please confirm	25-01-2024 14:45:42	Tender conditions prevail
30	Submission	We also request you to extend the bid submission period by TWO WEEKS from the scheduled submission of bid on 12-02-2024	25-01-2024 14:48:59	Tender conditions prevail
31	Regarding payment	Payment Terms	25-01-2024 14:44:33	Tender conditions prevail
32	Penalty	We request you not to charge any liquidated damages due to shortfall of progress and pay as per finalized payment terms Please confirm	25-01-2024 14:47:44	Tender conditions prevail

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SL No	Statement	Query	Submitted On	Clarification
33	Financial Turnover	We presume that financial turnover is cumulatively achieved in at least two financial years a minimum financial turnover of Rupees 307 Cr Please Confirm	27-01-2024 12:05:09	Tender conditions prevail
34	Minimum Financial Turnover	Mostly turnover criteria is asked in appropriate of estimated cost As estimated cost of project is Rupees 230.00 Cr We request you to kindly amend the average annual turnover requirement as 30 percent of estimated cost Please confirm	27-01-2024 12:11:13	Tender conditions prevail
35	Credit Facility	Liquid assets and or availability of credit facilities requirement are fund and non-fund based Please confirm	27-01-2024 12:13:09	Tender conditions prevail
36	The whole of the Works including testing Trial Run and commissioning and performance guarantee test shall be completed within the period specified above The Taking Over Certificate will be issued upon successful completion of the Performance guarantee test and rectification of any defects observed during the period	The construction duration of 18 months seems to be stringent as the scope of works for the subject tender Therefore we request to amend the Construction duration as 30 months including monsoon instead of 18 months Also please specify the duration for performing trial run	29-01-2024 15:02:49	Tender conditions prevail
37	The liquidated damages for whole of the works are computed on the basis of 0 1 of the contract Price per day and for the milestones	The compensation for delay for works are on higher side therefore we request to modify the clause as 0 01 of value of unfinished works per day as generally accepted in all tenders and allow for reimbursement of compensation on completing the project or subsequent milestones within stipulated period Kindly confirm	29-01-2024 15:11	Tender conditions prevail

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SL No	Statement	Query	Submitted On	Clarification
38	Instrumentation Control and Automation ICA specifications are not seen to be included	Since ICA specifications are not provided in the tender document the bidder understands that ICA design and engineering shall be as per contractor standards Kindly confirm	29-01-2024 15:40:36	Tender conditions prevail
39	Makes for ICA equipment are not specified	Since no specific makes for ICA equipment are specified the bidder understands that proposal of ICA equipment shall be as per bidders choice and selection of makes	29-01-2024 15:41:12	Tender conditions prevail
40	General	Contour map of proposed locations of STPs are not found Please provide AutoCAD copy of individual STPs contours Boundary with coordinates for our working	29-01-2024 15:18:32	Contour maps are uploaded
41	Dimensions of process units	We understand that dimensions of process units are based on conceptual design and the bidder shall design the units as per the design standards criteria of CPHEEO and Metcalf and Eddy ensuring compliance to the outlet parameters specified in the employer requirement Hence bidder understand that minimum sizes for process units mentioned in the tender drawing are indicative and for information purpose only Please confirm	29-01-2024 15:20:47	Yes
42	TENDER DRAWINGS	In Layout it was mentioned that SEWAGE TREATMENT PLANT COMPONENT DETAILS FOR 20 MLD We understand that the area provided in the drawing is 25 MLD Please confirm	29-01-2024 15:21:52	25 MLD
43	Equalization with Anoxic zone	In the Process flow diagram it is shown that equalization tank with Anoxic zone followed by SBR process We would like to mention that SBR basins can handle flow variations and are designed for peak flow condition Anoxic zone which is part of the SBR reactor and there is no need for separate anoxic tank Hence bidder understand that combined anoxic zone with equalization tank is not mandatory and bidder can propose any proven SBR design based on employer requirement Please confirm	29-01-2024 15:22:44	Yes

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Additional Queries

Sl. No.	Reference Clause	Particulars	Queries	Clarification
1.	Clause 2.0 Eligible Tenderers: Sub clause 2.2	Tenders from the Joint Ventures are not acceptable.	We request you to allow participation of Joint Ventures in this bid. This will help participation of more bidders and result in BDA receiving more competitive techno-commercial bid	Tender conditions prevail
2.	Clause 3.0 Qualification of the Tenderer: - Sub clause 3.2 [i] Experience in Execution of STPs Sub clause 3.2[ii] Experience in O&M	One (1) Nos. Sewage Treatment Plant of minimum 60 MLD capacity, based on Sequencing Batch Reactor Process (SBR) or variation of SBR. One (1) Nos. Sewage Treatment Plant of minimum 60 MLD capacity based on Sequencing Batch Reactor Process (SBR) or variation of SBR for at least three (3) year in operation within last Five Years from the date of Tender Notification.	We would like to submit that the largest capacity of STP to be constructed in this tender is 50MLD against the PQ requirement of single work of 60 MLD As per practice being followed by other state govt. departments, the qualification criteria asked in the respective tenders are only a fraction of maximum plant capacity. In general practice, 80% of the largest unit is asked as the PQ Criteria in project[s]. We understand the qualification asked herewith is not in line with standard practice followed by various tender inviting authorities. We request you to kindly amend the requirement and relax this criteria to 40 MLD instead of 60 MLD plant.	Ref Corrigendum

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
3.	3.0 Qualification of the Tenderer: Page 7	3.2 To qualify for award of this contract, each Tenderer in its name should have in the last five years (i e 2018-2019 to 2022-23) (c) Experience in Key Activities: The Tenderers shall provide evidence that it has a minimum experience in the following key activities within the last five (05) years prior to the date of submission of applications:	We understand that, with the reference of clause no 3.2, Experience in Key Activities shall be considered within the last five (05) years (i e 2018-2019 to 2022-23). Kindly Confirm.	Tender conditions prevail
4.	3.0 Qualification of the Tenderer: Page 8	(iii) Age of the Equipment from the date of purchase should be less than 5 Years	The design life of plant and machineries are up to 15 to 20 years. Accordingly we request you to kindly remove the referred condition for age of equipment.	Tender conditions prevail
5.	3.0 Qualification of the Tenderer: Page 8	3.5 Assessed Available Tender Capacity = (A*N*1.5-B)	We request you to amend this condition as following. 3.5 Assessed Available Tender Capacity = **(A*N*2-B)**	Tender conditions prevail. This qualification information is not displaying on the KPPP portal while uploading of all other information. However the bidder shall upload supporting documents along with eligibility criteria documents for this qualification information.
6.	3.0 Qualification of the Tenderer: Page 8	3.5 Assessed Available Tender Capacity A = Maximum value of Civil / Civil & Electrical Engineering works executed in any one year during the last five years (2018-19 to 2022-23) (updated to FY 2023-2024 price level) taking into account the completed as well as works in progress (inclusive of GST);.	We understand that, Civil & Electrical Engineering works of EPC and O&M projects can be considered for this condition. Kindly Confirm.	Tender conditions prevail

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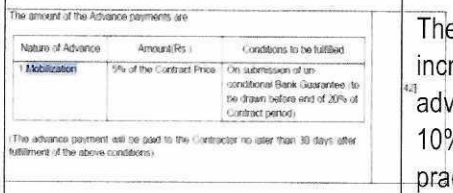
Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
7.	Mobilization advance, Clause 42, page 74	 The amount of the Advance payments are Nature of Advance | Amount(Rs.) | Conditions to be fulfilled 1 Mobilization | 5% of the Contract Price | On submission of un-conditional Bank Guarantee (to be drawn before end of 20% of Contract period) (The advance payment will be paid to the Contractor no later than 30 days after fulfillment of the above conditions)	The bidder requests to increase the mobilization advance amount from 5% to 10% since it is widely followed practice of providing 10% Mobilization advance amount in all the tenders across India. Please accept and confirm.	Tender conditions prevail
8.	General Desk	Bank Account details	Please provide the client's bank account details for the Bank Guarantee purpose.	Bank of Baroda AC/No 73950100012018 Sankey Road Branch Bengaluru-560020 IFSC Code: BARB0VJSANK
9.	D. Cost Control, Clause 33, & 34, Page 41 Clause 36, Submission of Bills for Payment, page 42	**D. Cost Control,**Clause 34, 34. Variations**Deleted.**& Clause 35. 35. Payments for Variations**Deleted. 36. Submission of Bills for Payment**36.1 The Contractor shall submit to the Employer monthly bills of the value of the work completed less the cumulative amount paid previously.36.2 The Employer shall check the Contractor's bill and determine the value of the work executed which shall comprise of (i) value of the quantities of the items in the BOQ completed and **(ii) valuation of Variations and Compensation Events.**	The bidder wants to understand whether the price variations clause is allowed during the construction and operations and maintenance period. Please allow and confirm. Please provide the formula for the same.	Being lump sum tender, price variation clause is not applicable
10.	25.0, Evaluation and Comparison of Tenders, page 18	25.5 If the tender of the successful Tenderer is **seriously unbalanced in** relation to the Employer's estimate of the cost of the work to be performed under the contract, the Employer may require the Tenderer to produce detailed price analysis for any or all items of the Bill of Quantities, to demonstrate the internal	The bidder requests to explain the meaning of seriously unbalanced bid here. Please explain.	Tender conditions prevail

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
		consistency of those prices with the construction methods and schedule proposed.		
11.	Description of tender, page 5 of 84	Table: Description of Tender Sl. No. / Name of the work / Approximate value of the Works (Rs in Crores) (including GST) / EMD (Rs in Crores) / Tender processing fee (Cost of the Tender) (Rs) / Period of completion 1 Design, Construction & Commissioning of 75 MLD, 25 MLD and 50 MLD Capacity Sewage Treatment Plant STP using sequential Batch Reactor SBR Process Technology with Biological Nutrient Nitrogen & Phosphorous Removal System including 6 Nos. of RCC Wet Well Cum Pump house and 8 Nos. of Machine hole Pumping Stations with All Electro-Mechanical instrumentation SCADA and allied Civil Works for Dr K.Shivarama Karantha Layout Bengaluru including Five Years of O & M during operation Period / 230.00 / 2.30 / Refer to the Karnataka Public Procurement portal / 18 Months including monsoon period	Kindly provide the detailed project cost breakup (what is estimated Capex cost, estimated O&M Cost bifurcation. Please provide.	Amount put to tender including CAPEX and O&M for five years is Rs 230. 00 Cr including taxes and duties.
12.	Price Schedule, Page 80	Price Schedule S.No / Item Description / Total Lumpsum Cost in INR including GST and applicable taxes and duty 1 Design, Construction & Commissioning of 75 MLD, 25 MLD and 50 MLD Capacity Sewage Treatment Plant (STP) using Sequential Batch Reactor (SBR) Process Technology with Biological Nutrient, Nitrogen & Phosphorous Removal System including 6 Nos. of RCC Wet Well Cum Pump house and 8 Nos of Machine hole Pumping Stations with All Electro-Mechanical instrumentation, SCADA and allied Civil Works for Dr K.Shivarama Karantha Layout, Bengaluru including Five Years of O & M during operation Period Note: The Break Down costs for all the components shall be quoted and submitted in a sealed cover before opening of the financial proposal which shall be intimated to the qualified consultants in technical proposal	The bidder wants to understand whether the Operations and Maintenance prices include power cost or not?	Electrical power cost will be borne by client during five years of O&M stage
13.	Clause 29, security deposit, page 19,	**29.0 Security Deposit** 29.1 Within 20 days of receipt of the Letter of Acceptance, the successful Tenderer shall deliver to the Employer a Security deposit in any of the forms given below for an amount equivalent to 5% of the Works Contract Price (excluding O&M Price) plus additional security for unbalanced tenders in accordance with Clause 25.5 ofl TT and Clause 44 of the Conditions of Contract. Tenderer is required to submit the security deposit amount equivalent to **5% of total O&M Price for 5 years at**	Please clarify after the O&M period in how many days the O&M performance security will be released?	After Satisfactory Completion of O&M

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
		the start of O&M period.		
14.	Section 1 : Invitation for Tenders (ITF),Pg. no. 5 of 114	Table: Description of Tender Approximate value of works (Rs. in Crores) including GST = Rs.230 Cr.	Please confirm whether value of works includes cost of 5 years O&M.	Yes Amount put to tender including 5 years O&M stage
15.	Section 1 : Invitation for Tenders (ITF),Pg. no. 5 of 114	Table: Description of Tender Period of Completion: 18 months including monsoon period	Considering the wide scope of project i.e. design, engineering, approvals, construction and commissioning of two STPs and 6 nos. pumping stations, the given construction period(including monsoon period) of 18 months is not adequate. We request you to kindly .provide minimum 24 months of construction period.	Tender conditions prevail
16.	Contents of Tender, Pg. no. - 3 of 114	Volume 1 of 4 - General Requirements Volume 2 of 4 - Employers Requirements Volume 3 of 4 - Drawings Volume 4 of 4 - Price Schedule	Only Volume 1 of 4 is uploaded on portal. Request you to kindly upload the other volumes of tender.	Uploaded in KTPP

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
17.	Section 2 : Instruction to Tenderer (ITT)A. General, Cl. No. 3.0, Pg. no. 7 of 114	**Qualification of Tenderer:**3.2 - To qualify for award of this contract, each Tenderer in its name should have in the last five years **(i.e. 2018-2019 to 2022-23)**3.2 (c) - Experience in Key Activities: The Tenderers shall provide evidence that it has a minimum experience in the following key activities **within the last five (05) years prior to the date of submission of applications:**	There is ambiguity in no. of eligible years for project. We understand for Experience in Key Activities, the projects completed in last five financial years i.e. 2018-2019 to 2022-23 are eligible. Please confirm.Accordingly kindly delete the sentence as below3.2 (c) - Experience in Key Activities: The Tenderers shall provide evidence that it has a minimum experience in the following key activities	Other volume has been uploaded Tender conditions prevail
18.	Section 2 : Instruction to Tenderer (ITT)A. General, Cl. No. 3.5, Pg no. 8 of 114	Assessed Available Tender Capacity = (A*N*1.5-B)	As per standard practice followed for such project, the Available Tender capacity formula = (A*N*2-B) Kindly amend the same.	Tender conditions prevail
19.	Scope	Electricity charges during O&M	We understand electricity charges during O&M shall be paid by authority (BDA). Please confirm.	Yes
20.	Documents missing - Pg no.78 of 114	SECTION 7: TECHNICAL SPECIFICATIONS SECTION 7, 7A & 7B: FORM OF TECHNICALPROPOSAL, SPECIFICATIONS AND TECHNICAL SCHEDULES SECTION 7B: GEOTECHNICAL INVESTIGATION REPORT SEPARATELY ENCLOSED	These documents are missing in portal. Kindly provide the same.	Section 7: Technical Specifications of 7A and 7B will be uploaded in KPPP portal.
21.	Submission date		Considering the wide scope of work, sufficient time is required for Bid preparation. Request you to kindly extend the present Bid submission by at least 6 weeks, post uploading of responses to pre-bid queries.	Tender conditions prevail

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
22.	Volume 3 of 4 - Drawings	PROPOSED SEWAGE TREATMENT PLANT 25 MLD SEWAGE TREATMENT PLANT LAYOUT PLAN TOPOGRAPHICAL SURVEY Map	Kindly provide Co-ordinates for Proposed STP	Refer uploaded drawings
23.	Volume 3 of 4 - Drawings	PROPOSED SEWAGE TREATMENT PLANT 50 MLD SEWAGE TREATMENT PLANT LAYOUT PLAN TOPOGRAPHICAL SURVEY MAP	Kindly provide Co-ordinates for Proposed STP	Refer uploaded drawings
24.	SECTION 5: CONDITIONS OF CONTRACT Interpretation Cl. 2.2, Page 36 of 84	The documents forming the Contract shall be interpreted in the following order of priority: (1) Agreement (2) Letter of Acceptance, notice to proceed with the works (3) Contractor's Tender (4) Contract Data (5) Conditions of Contract (6) Specifications (7) Drawings (8) Bill of quantities (Price Schedule) (9) Any other document listed in the Contract Data as forming part of the Contract.	We understand that the conditions given in reply to pre-bid queries, addendum and corrigendum will super seed over others. Kindly confirm and incorporate accordingly.	Refer Section 2: Instructions to Tenderers, Clause 9.
25.	SECTION 5: CONDITIONS OF CONTRACT Delays Ordered by the Employer Cl. 27.1, Page 40 of 84	The Employer may instruct the Contractor to delay the start or progress of any activity within the Works.	We understand that the "Delays Ordered by the Employer" will be considered as compensable events. Kindly confirm.	Tender conditions prevail
26.	SECTION 5: CONDITIONS OF CONTRACT Variation Cl. 34, Page 41 of 84	Deleted.	We request that any variation approved/ accepted by the Employer shall be paid to the contractor on mutually agreed terms.	Tender conditions prevail
27.	SECTION 5: CONDITIONS OF CONTRACT Payments Cl. 37.1, Page 42	Payments shall be adjusted for deductions for advance payments, other recoveries in terms of the contract and taxes, at source, as applicable under the law. The	We request to pay the contractor within 30days of submission of RA bills to maintain the cash flows.	Tender conditions prevail

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
	of 84	Employer shall pay the Contractor the within **60 days of submission of bill**. The contractor shall be liable to pay liquidated damages for shortfall of progress.		
28.	SECTION 5: CONDITIONS OF CONTRACT Payments Cl. 37.2, Page 42 of 84	Items of the Works for which no rate or price has been entered in will not be paid for by the Employer and shall be deemed covered by other rates and prices in the Contract.	We request that the items of the Works for which no rate or price has been entered shall be paid as per actuals or on mutually agreed terms only.	Tender conditions prevail
29.	SECTION 5: CONDITIONS OF CONTRACT Compensation Events Cl. 38, Page 42 of 84	Deleted.	We understand that all the events which are not under the reasonable control of the contractor and for which the contractor is not attributable will be considered as "Compensation Events". Kindly confirm.	Tender conditions prevail
30.	SECTION 5: CONDITIONS OF CONTRACT Tax Cl. 39, Page 42 of 84	The rates quoted by the Contractor shall be deemed to be inclusive of all statutory taxes and charges that the Contractor will have to pay for the performance of this Contract inclusive of goods and service tax. The Employer will perform such duties in regard to the deduction of such taxes at source as per applicable law.	We understand that, any changes in taxation or statutory fees after bid due date will be paid to the contractor under "Change in Law". Kindly confirm.	Tender conditions prevail
31.	SECTION 5: CONDITIONS OF CONTRACTPrice Adjustment Cl. 40, Page 42 of 84	Deleted.	We request to allow price adjustment under this contract.	Tender conditions prevail
32.	SECTION 5: CONDITIONS OF CONTRACT Completion Cl. 45.1, Page 43	The Contractor shall request the Employer to issue a Certificate of Completion of the Works and the Employer will do so upon deciding that the Work is completed.	The timeline for issue of completion certificate is missing in this tender, hence we request to incorporate the same.	Tender conditions prevail

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
	of 84		Normally it shall be issued within 7 days of submission of work completion notice by the contractor.	
33.	SPECIAL CONDITIONS OF CONTRACT Arbitration (Clause 24) Cl. 4.3, Page 49 of 84	The disputes or differences shall be referred to a Sole Arbitrator. The Sole Arbitrator shall be appointed by agreement between the parties; failing such agreement, by the Appointing Authority (any one of the Organizations as per list enclosed in Annexure).	We request that for dispute resolution procedure panel of three arbitrators shall be appointed in accordance to the Arbitration and Conciliation Act 1996 and its subsequent amendments.	Tender conditions prevail
34	SPECIAL CONDITIONS OF CONTRACT Contractor's Responsibilities Cl. 10.1.3, Page 52 of 84	The Contractor shall acquire and pay for all permits, approvals and/or licenses from all local, state or national government authorities or public service undertakings in the country where the Site is located which such authorities or undertakings require the Contractor to obtain in its name and which are necessary for the performance of the Contract, including, without limitation, visas for the Contractor's and Subcontractor's personnel and entry permits for all imported Contractor's Equipment.	We request to list out all the required permits, approvals and/or licenses for this project to be procured by the Contractor. Also, we understand that the cost incurred for obtaining required permits, approvals and/or licenses will be reimburse by the Employer. Kindly confirm.	Bidder has to make his own assessment and quote all-inclusive price.
35.	SPECIAL CONDITIONS OF CONTRACT Contractor's Responsibilities Cl. 10.1.10, Page 53 of 84	The Contractor shall comply with all applicable environmental laws and regulations in India. The contractor shall (a) establish an operational system for managing environmental impacts, (b) carry out all of the monitoring and mitigation measures required and implement the Environmental Management Plan (EMP). The Contractor shall submit to the Employer monthly reports on the carrying out of such measures.	Please confirm the current status of Environmental Clearance for this project.	EC and CFC is already in place for the DSKL project

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
36.	General	Interest on delayed payments	The contractor shall not suffer losses for default done by the Employer. Also, considering law of equality, the contractor shall be entitled for interest on delayed payment at the prevailing rate of SBI + 3%. And the maximum duration of payment shall be not more than 30 days from submission of RA bills by the contractor to the Employer.	Tender conditions prevail
37	12 of 114	13.0 Earnest Money Deposit (EMD) & Tender processing Fee Bank Guarantee in the form given in Section11 from any Nationalized / Schedule bank or through e-bank guarantee, obtained after the date of notification of tender and on or before the last date for submission of tender, payable at Bangalore, **in favour of the Employer.**	As on the page no. 72 of 84 of tender documents the Employer Details are mentioned "Name: Commissioner Address: Office of The Commissioner BANGALORE DEVELOPMENT AUTHORITY Kumara Park West, T.Chowdaiah Road, Bengaluru-560020," Kindly confirm the employer details are correct and the BG for EMD to be issued on the name of above-mentioned details. Request you to kindly provide Banking details also for the beneficiary (Account Name, Bank Name & Address, IFSC Code etc.)	Bank of Baroda AC/No 73950100012018 Sankey Road Branch Bengaluru-560020 IFSC Code: BARB0VJSANK
38	12 of 114	13.0 Earnest Money Deposit (EMD) & Tender processing Fee Bank Guarantee in the form given in Section11 from any Nationalized / Schedule bank or through e-bank guarantee,	In case of e-Bank Guarantee, **SFMS Code** is generated and sent to employer's Bank to Acknowledge, and thus no hard copy of the Bank Guarantee is generated. Therefore, we understand that	Yes

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			in case Bidder opt to submit its EMD through e Bank Guarantee, Bidder need not to submit any hard copy of Bid Security to Employer on scheduled date. Kindly confirm.	
39	7 of 114	**3.2.b** Mandating satisfactory completion as a prime contractor at least One similar work such as Design, Construction and commission of Sewage Treatment Plant (STP), wet wells and allied works of value not less than Rs.115.00 Cr. (inclusive of GST)	We understand similar work value must have included the Sewage Treatment Plant with other allied works (i.e. Pumping Stations, Sewerage Network and other related work to STP but except O&M amount). Please confirm our understanding	Yes
40.	7 of 114	**2.0 Eligible Tenderers** 2.3 Any Registered individual firm / Agency / Partnership firms/Company having valid Class-1 Civil and Electrical registration / Licensee issued by State Government / Central Government	Since the tender is invited for Works to be executed on EPC basis, therefore Bidder must have a registration of Class I / Class A for Similar works, However, for specialised electrical works it is requested to kindly allow the bidder to participate with an undertaking to avail the services of specialised sub-contractor having Class-1 Electrical registration/Licensee issued by State Government/Central Government. Kindly confirm.	Tender conditions prevail
41	8 of 114	**3.3 Each Tenderer further demonstrate:** **(a) Availability by owning the following key & Critical equipment for** this work: (i) Availability by owning at least	For EPC Bidders participating in works located in different corners of the country, it is requested to kindly accept the **Undertaking to make the key & Critical equipment available for this work** (In case of award) as mentioned in clause no. 3.3 Page 8 of	Tender conditions prevail

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		50% of the required / specified key and critical equipment for this work.	114 Kindly confirm.	
42	9 of 114	**Note:** The Statements showing the value of the existing commitments and on-going works as well as the stipulated period..... works listed shall be countersigned by the employer in charge, not below the rank of Executive Engineer or by the Chartered Accountant (CA) of the bidder supported with Work Order **and latest audited RA bill of the respective works listed in the Statement. (GO No. FD 6 PCL 2006 Bangalore dated 21-03-2007).**	For ongoing works and existing commitments, it is requested to kindly accept **"Copy of LOA signed by Executive Engineer"** along with **"An Affidavit swearing to the effect that the stated works are the only works and it is true to the best of his / her / their knowledge"** Further, Copy of RA Bills is very difficult and time taking process and must be avoided at the stage of Bidding. Kindly confirm.	Tender conditions prevail
43	5 of 114 And 11 of 114	**Para No. 6 of Invitation for Tenders:** The Rates quoted shall be inclusive of Goods and Service Tax (GST) & **Clause 11.3 of the Instructions to Tenderers:** The Rates quoted shall be exclusive of Goods and Service Tax (GST).	Kindly reconfirm our understanding that Bidder must quote these works without GST.	Refer Corrigendum
44	24 of 114	**Cl. 1.6** **Availability by owning at least 50% of the required / specified key & critical equipment for this work**	Ownership of Plant and Equipment's must not be made mandatory, rather it should be kept open for bidder to make the same available once awarded the work. It is therefore requested to kindly amend the same as: **"Tenderer should own, or**	Tender conditions prevail

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			have assured access (through hire, lease, purchase agreement, availability of manufacturing equipment, or other means) to the equipment /machines listed hereunder and in full working order, and must demonstrate that based on known commitments, they will be available for use in the proposed contract." Kindly confirm.	
45	27 of 114	**1.11 Information on litigations in which the Tenderer is involved**	Kindly provide a defined timeline (in last 5 years OR 3 years etc.) for which the Information of litigation by the Bidder must be submitted.	Last five years
46	19 of 114	29.0 Security Deposit	Kindly update about the releasing of Security Deposit of Capex Part and Opex Part. Kindly update.	Tender conditions prevail
47		General	Detail scope of work is not mentioned in the tender. Please provide the same.	Refer Volume-II, Technical Specification
48		General	Raw water inlet Parameters & treated water parameters are not mentioned in the tender. Please provide the same.	Refer Volume-II, Technical Specification
49		General	Electricity charges during O&M period in Bidder's scope or employer's scope. Please confirm.	Employer's cope

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
50		General	Price Escalation / variation / Adjustment - clause is missing for Design & Build Period and Operation & Maintenance Period. Kindly incorporate the same.	Tender condition prevails
51		General	**Delayed Payment** for (Design and Build Period and O&M Period) Clause is missing in the tender. **Limitation of Liability** clause is missing in this tender. **Performance Liquidate Damage** clause is missing in this tender. **Force Majeure Clause** is missing in this tender. Kindly provide the balance terms and conditions of the tender.	Tender condition prevails
52	37 of 114	**Clause 11 of the Conditions of Contract:** *The Employer is responsible for the excepted risks*	**Excepted risk does not include "epidemic, Pandemic, quarantine restriction, freight embargo, lockdown or any other government restriction etc."** and must not be restricted to occurrence on site. It is thus requested to modify the clause accordingly.	Tender conditions prevail
53		**Force Majeure Event / Exceptional Risks**	Clause on Compensation Event stands deleted and there is no mention of force majeure event in the tender, please clarify if the contractor would be suitably compensated for excepted risks for which the Employer is stated to be responsible.	Tender conditions prevail

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
54	40 of 114	**27.1 of the Conditions of Contract:** The Employer may instruct the Contractor to delay the start or progress of any activity within the Works.	Employer to note that in case Notice to Proceed is not issued by the Employer for an indefinite period of time even after conditions precedents have been satisfied. Therefore, in such an event the Contractor shall automatically qualify for EOT and associated cost. Kindly confirm.	Tender conditions prevail
55	45 of 114	**Clause 50.2 of the Conditions of Contract** *If the Contract is terminated at the Employer's convenience or because of a fundamental breach of Contract by the Employer, the 'Engineer' shall issue a certificate for the value of the work done, the cost of balance material brought by the contractor and available at site, the reasonable cost of removal of Equipment, repatriation of the Contractor's personnel employed solely on the Works, and the Contractor's costs of protecting and securing the Works*	For Contract termination at the Employer's convenience It is requested to include cost of material ordered for the purposes of execution of the project, on the date of such termination, in the list value of the work done for the purpose of this clause.	Tender conditions prevail
56		Consequential Damages	Tender document doesn't specify clause related to consequential damage, it is thus requested to kindly incorporate the same as under: "Contractor shall not be liable to the Owner in contract, tort, or otherwise, for any indirect or consequential loss or damage, loss of use, loss of production, or loss of profits of interest costs, provided that this exclusion shall not apply to any obligation of the Operator to pay liquidated damages to	Tender conditions prevail

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			the Owner"	
57		Limitation of Liability	We understand that Aggregate liability of the Contractor to the Owner, whether under the Contract, in tort or otherwise, shall not exceed the aggregate of the total Contract Price (& including the Monthly payment during the Operations Period of works).	Tender conditions prevail
58		2.2 Joint Venture Not Acceptable	Request to Consider "Tender from Joint Venture Acceptable"	Tender conditions prevail
59		3.2 i) Experience in Execution of STPs: The Tenderer as a Sole entity or a lead partner and or partner in joint venture shall have successfully executed, including complete Design, Procurement, Installation, Supply. Construction, Testing. And Commissioning of all Civil, Mechanical, Electrical., and Instrumentation works of minimum One (1) Nos. Sewage Treatment Plant of Minimum 60MLD Capacity, based on Sequencing Batch Reactor Process (SBR) or Variation of SBR.	**Request to Consider** "The Tenderer as a Sole entity or a lead partner and or partner in joint venture shall have successfully executed, including complete Design, Procurement, Supply, Installation, Construction, Testing, and Commissioning of all Civil., Mechanical, Electrical, and Instrumentation works of Sewage Treatment Plant based on SBR/ MBBR/ MBR/IFAS Process". **One (1) Nos. STP of Minimum -60MLD Capacity** **Or** **Two (2) Nos. STP of each Minimum -** **30 MLD Capacity** **Or** **Three (3) Nos. STP of each Minimum -** **20MLD Capacity**	Refer Corrigendum

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
60		3.2 Experience in Operation & Maintenance: The Tenderer as a sole Entity or a Lead Partner m Joint Venture shall have particular Experience m Operation and Maintenance of at Least Minimum One (1) Nos. Seage Treatment Plant of Minimum 60MLD Capacity based on Sequencing Batch Reactor Process (SBR) or Variation of SBR for at least three (3) Year in Operation within last five years from the date of Tender Notification.	**Request to Consider** "The Tenderer as a Sole entity or a lead partner and or partner in joint venture shall have successfully executed, including complete Design, Procurement, Supply, Installation, Construction, Testing, and Commissioning of all Civil, Mechanical, Electrical, and Instrumentation works of based on Plant Sewage Treatment SBR/MBBR/MBR/IFAS Process". One (1) Nos. STP of each Minimum - 60MLD Capacity Or Two (2) Nos. STP of each Minimum 30MLD Capacity Or Three (3) Nos, STP of each Minimum - 20MLD Capacity	Refer Corrigendum
61		Bid Submission Date	Some of this information gathering process is taking longer than anticipated by us. In view of the aforesaid, we request you to consider this active request of ours and grant an extension of time for bid submission by two weeks (i.e. up to 27.02.2024); in best interest of the project works and obtaining the most competitive bid.	Refer Corrigendum

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
62			Please Consider our Authorised specialised STP Vendors Experience in our eligibility criteria	Tender conditions prevail
63			You have Invited Tender for SBR Technology for eligibility criteria, we request you to consider other equivalent proven technology for eligibility consideration	Tender conditions prevail
64	Tender Document Clause 3.2 Page 7 of 114	(a) Achieved in at least two financial years a minimum financial Turnover (in all classes of Civil/ Civil & Electrical Engineering construction works only) of Rs.307.00 Cr. (inclusive of GST) Note: Financial turnover of previous years shall be given a weightage of 10% per year to bring them to the price level of the FY 2023-24.	We understand that the required value of 307 Cr is to be met collectively from any two years from the last five years (ie 2018- 2019 to 2022-23), kindly confirm Request to look into the clause of construction turnover in NITS of BWSSB where the required turnover is lesser or say 40% or 50% of the tendered cost of the project. However in this tender the required turnover is 307 Cr which is higher than the estimated project cost. Request to amend this as 50% of project estimated cost i.e. Rs. 153.00 Crores Our understanding is that the required value of 307 Cr is to be met collectively from any two years from the last five years, kindly confirm	Tender conditions prevail
65	Tender Document Clause 3.2 Page 7 of 114	(i) Experience in Execution of STPs The Tenderer as a sole entity or a Lead Partner and or Partner Venture shall have in a Joint successfully executed, including complete Design, Procurement, Supply, Installation, Construction, Testing, Commissioning of all Civil, Mechanical, Electrical, and	We Triveni Engineering & Ind. Limited are a pioneer EPC company that has executed several STP projects of value upto 100 MLD for various sewage and water authorities in India . we have executed 67 MLD for UPJN and 40 MLD STP for BWSSW jobs Under experience in execution of	Refer Corrigendum

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
		Instrumentation Works of minimum One (1) Nos. Sewage Treatment Plant of minimum 60 MLD capacity, based on Sequencing Batch Reactor Process (SBR) or variation of SBR	STP, there is a requirement of minimum One (1) Nos. Sewage Treatment Plant of minimum 60 MLD capacity, based on Sequencing Batch Reactor Process (SBR) or variation of SBR. We would like to bring to your notice that the largest capacity of STP in the scope is 1 No. of 50 MLD and 2nd of 25 MLD. However, the criteria consider for eligibility is from the sum of the two STPS of 75 MLD (50+25) i.e. 60 MLD which is 80% of total capacity. We request the authority to consider 80% capacity of largest size of STP of 50 MLD STP i.e. 40 MLD for better participation and healthy competition. However, we request also to please look into the earlier BWSSB tender issued for 50 MLD capacity Sewage Water Treatment Plant at Kadubeesanahalli Bengaluru in which we participated and following was the PQ criteria : (ii) Experience in Design and Execution of Sewage Treatment Plant: The Applicant shall have successfully executed, including complete Design, Procurement, Supply, Installation, Construction, Testing, and Commissioning of all Civil, Mechanical, Electrical, and Instrumentation Works of One (1) No. Sewage Treatment Plant Contract of 40 MLD or Two (2) No. Sewage Treatment Plant Contract of 25 MLD capacity based on the	

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			Conventional Activated Sludge Process (CASP) I A20 / SBR/ Extended Aeration process with BNR (new or Up-gradation of existing) in India and the plant / plants should be in operation for a period of One Year within the last Seven (7) years as on date of submission Kindly also allow the STPs completed on other technologies like ASP/A20 as allowed in earlier BWSSB tenders to qualify for this tender.	
66	Tender Document Clause 3.2 Page 7 of 114	(ii) Experience in Operation and Maintenance The Tender as a sole entity or a Lead Partner in a Joint Venture shall have particular experience in Operation and Maintenance of at least minimum One (1) Nos. Sewage Treatment Plant of minimum 60 MLD capacity based on Sequencing Batch Reactor Process (SBR) or variation of SBR for at least three (3) year in operation within last Five Years from the date of Tender Notification.	We would like to bring to your notice that the largest capacity or STP in the scope is 1 No. of 50 MLD and 2nd of 25 MLD. However, the criteria consider for eligibility for 0&M is from the sum of the two STPs of 75 MLD (50+25) i.e. 60 MLD which is 80% of total capacity. We request the authority to consider 80% capacity of largest size of STP of 50 MLD STP i.e. 40 MLD for better participation and healthy competition. However, in BWSSB tenders the required O&M is only for 1 Years hence requesting the authority to amend the same and accept one year 0&M as required. Also it is not practical to complete a plant with 3 Years 0&M in only last 5 Years.	Refer Corrigendum
67	Tender Document Clause 3.2 Page 7 of 114	One (1) Nos. Sewage Treatment Plant of minimum 60 MLD capacity, based on Sequencing Batch Reactor Process (SBR) or variation of SBR	Kindly elaborate variation SBR	Refer Corrigendum

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
68			Request to please extend the bid submission date 3 to 4 weeks from the date of issue of replies to pre-bid quires	Refer Corrigendum
69	2.2 in bid document	Tenders from the Joint Ventures are not acceptable	It is to state that all the turnkey project tenders are called in water supply works tender are published with Joint venture provisions from past several years. The reasons for the deletion of the JV condition is not forth coming in this tender which is also a turnkey project. It is presumed that the tender is published adopting KW 4 instead of following KW6. Since the above tender comprises of Design Supply Testing and commissioning of two STP's of capacity 50 MLD and 25 MLD with separate entity The total capacity of STP's to be constructed is 75 MLD which is sufficiently large in capacity. Therefore inclusion of the JV condition in the tender will really invite more number of participants in the tender as such there will be a fair and transparent competition in the tender resulting in more financial savings to the Government. Hence it is kindly requested to include the Joint venture condition in the tender by issuing an addendum for fair completion. .	Tender conditions prevail

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
70	3.2 (i) in bid document	The Tenderer as a sole entity or a Lead Partner and or Partner in a Joint Venture shall have successfully executed, including complete Design, Procurement, Supply, Installation, Construction, Testing, and Commissioning of all Civil, Mechanical, Electrical and Instrumentation Works, minimum one (1) Nos. Sewage Treatment plant of minimum 60 MLD Capacity, based on Sequencing Batch Reactor Process (SBR) or variation of SBR	Clause 3.2 (i) of the prequalification criteria specifies that the bidder should have constructed and completed an STP with only SBR technology. It is to state that many of the leading contractors have constructed and commissioned STP's adopting several available Technologies such as SBR/MBR/MBBR technologies which yields the same end results. As well in NPKL project BDA has given MBR technology project which is also qualify technology for influent treatment. On the above it is hereby kindly requested to issue an addendum by modifying the above tender pre- qualification conditions as stated below The Tenderer should have constructed a SBR/MBR/MBBR or in combination sewage treatment plant of capacity totalling to minimum 60 MLD capacity .	Refer Corrigendum
71	3.2 (I,ii,iii) In bid document	(i) Experience in Execution of STPs The Tenderer as a sole entity or a Lead Partner and or Partner in a Joint Venture shall have successfully executed, including complete Design, Procurement, Supply, Installation, Construction, Testing, and Commissioning of all Civil, Mechanical, Electrical, and instrumentation Works of minimum One (1) Nos. Sewage Treatment Plant of minimum 60 MLD capacity, based on	It is to state that, this project has both 25 MLD & 50 MLD Capacity and the eligible criteria given for higher capacity which will be avoid agencies who will be qualifying 25 MLD project. There by avoiding healthy computation. Hence it is kindly requested to include separate eligible criteria for both capacity and allow Joint venture condition in the tender by issuing an	Tender conditions prevail

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Sr.No.	Volume Clause no and Page	Tender Clause	Query	Clarification
		Sequencing Batch Reactor Process (SBR) or variation of SBR. (ii) Experience in Operation and Maintenance The Tender as a sole entity or a Lead Partner in a Joint Venture shall have experience in Operation and Maintenance of at least minimum One (1) Nos. Sewage Treatment Plant of minimum 60 MLD capacity based on Sequencing Batch Reactor Process (SBR) or variation of SBR for at least three (3) year in operation within last Five Years from the date of Tender Notification	addendum for fair computation	

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